

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

VEROBLUE FARMS USA, INC.,

Plaintiff,

v.

LESLIE A. WULF, BRUCE A. HALL,
JAMES REA, JOHN E. RAE, KEITH
DRIVER, CANACCORD GENUITY LLC,
CHRISTINE GAGNE, and SEAN MANIACI,

Defendants.

Case No. 3:19-cv-00764-X

CANACCORD GENUITY LLC'S MOTION TO DISMISS

Pursuant to Federal Rules of Civil Procedure 8, 9, 12(b)(2), 12(b)(3), and 12(b)(6), Canaccord Genuity LLC ("Canaccord") moves to dismiss the Second Amended Complaint filed by Plaintiff VeroBlue Farms USA, Inc. ("VBF") in its entirety. As shown in Canaccord's Memorandum in Support filed herewith, this Court lacks personal jurisdiction over Canaccord, this Court is an improper venue for VBF's claims against Canaccord, and the Second Amended Complaint fails to state a claim upon which relief can be granted as to Canaccord.

WHEREFORE, Canaccord respectfully requests that this Court grant its Motion to Dismiss the Second Amended Complaint and dismiss VBF's causes of action with prejudice.

Dated: December 2, 2019

Respectfully submitted,

/s/ Anthony S. Fiotto

Anthony S. Fiotto (Admitted Pro Hac Vice)

(MA BBO #558089)

GOODWIN PROCTER LLP

100 Northern Avenue

Boston, MA 02210

Tel.: (617) 570-1000

Fax: (617) 523-1231

AFiotto@goodwinlaw.com

Eric D. Lawson (Admitted Pro Hac Vice)

(MA BBO #687400)

GOODWIN PROCTER LLP

The New York Times Building

620 Eighth Avenue

New York, NY 10018

Tel.: (212) 813-8800

Fax: (212) 355-3333

ELawson@goodwinlaw.com

Peter D'Apice

Texas Bar No. 05377783

STUTZMAN, BROMBERG, ESSERMAN &
PLIFKA, P.C.

2323 Bryan Street, Suite 2200

Dallas, Texas 75201

Tel.: (214) 969-4900

Fax: (214) 969-4999

dapice@sbep-law.com

Counsel for Canaccord Genuity LLC

CERTIFICATE OF SERVICE

I hereby certify that on December 2, 2019 a correct copy of the foregoing was electronically filed and served on all parties of record via the Court's CM/ECF system.

/s/ Anthony S. Fiotto

Anthony S. Fiotto